



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

खंड III]

शिमला, शनिवार, 11 जून, 1955

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भाग 1—वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के उपराज्यपाल और जुडिशल कमिश्नरज कोर्ट द्वारा अधिसूचनाएं इत्यादि

JUDICIAL COMMISSIONER'S COURT

Simla-1, the 7th June, 1955

NOTIFICATIONS

Simla-1, the 6th June, 1955

No. J.C-21(42)/1949.—The Services of Sri Bansi Dhar, Senior Subordinate Judge, at Bilaspur, Himachal Pradesh, are placed at the disposal of the Lieut. Governor, Himachal Pradesh, for appointment as Assistant Secretary (Judicial) with immediate effect.

No. J.C-21(42)/1949.—Consequent on the services of Sri A. S. Bhatnagar, Magistrate 1st Class, Sundernagar, Mandi District, having been placed at the disposal of the Judicial Commissioner. Sri A. S. Bhatnagar is posted as Senior Subordinate Judge at Bilaspur, vice Shri Bansi Dhar, with immediate effect.

By order,
H. L. SONI,
Registrar.

HIMACHAL PRADESH GOVERNMENT

Home, Gazette and Transport Department

NOTIFICATION

Simla-4, the 6th June, 1955

No. HGT-4-2/55.—The services of Shri A.S. Bhatnagar, Magistrate 1st Class, Sundernager, are placed at the disposal of Judicial Commissioner. Himachal Pradesh, with immediate effect for appointment as a Subordinate Judge in place of Shri Bansi Dhar.

SHIV SINGH, P. C. S.,
Assistant Secretary (Home).

Agriculture Department

NOTIFICATION

Simla-4, the 6th June, 1955

No. Agr-3-183/48.—Shri Padam Singh Jhina, District Agriculture Officer, Chamba District, resumed his duties on the 15th March, 1955 (A.N.) after availing of 20 days' earned leave granted to him vide notification No. Agr. 3-183/48, dated the 20th May, 1955.

A. B. MALIK,
Secretary.

Development & Planning Department

NOTIFICATIONS

Simla-4, the 2nd June, 1955

No. D-108-33/53.—The period of appointment of Shri Ramji Dass as a temporary Assistant Engineer in the scale of Rs. 250-25-550/25-750, Community Project State Headquarters, Simla, notified in this Secretariat Notification of even number dated 31-8-54, is hereby extended from 1st March, 1955 to 29th February, 1956.

2. He is also allowed to draw his annual increment, which fell due to him from the 1st April, 1955, raising his pay from Rs. 250 p.m. to Rs. 275 p. m. in the above mentioned scale from the aforesaid date.

A. B. MALIK,
Secretary.

Simla-4, the 2nd June, 1955

No. D-108-226/53.—The period of appointment of Kumari Stawant Brar as temporary Chief Instructor for Home Economic Wing, Himachal Pradesh, in the scale of Rs. 250-20-330/20-430/20-550 notified in this Secretariat Notification of even number dated 2-2-55 is hereby extended from 1st March, 1955, to 29th February, 1956.

Simla-4, the 2nd June, 1955

No. D-108-302/54.—The period of appointment of Shri M. K. H. Dave as a temporary Block Development Officer in the scale of Rs. 250-25-500 in the Ghumarwin Development Block, Bilaspur District notified in this Secre-

tariat Notification of even number dated 7th July, 1954, is hereby extended from 1st March, 1955 to 29th February, 1956.

By order,
A. B. MALIK,
Additional Secretary.

Forest Department

CORRIGENDA

Simla-4, the 3rd June, 1955

No. Ft. 46-30 6/55.—Please *substitute* the word "Agriculture" for the word "Revenue" occurring in the office order No. Ft-43-23/50-II, dated 19-3-55.

Simla-4, the 4th June, 1955

No. Ft-46-1/1/55.—The Lieut.-Governor, Himachal Pradesh, is pleased to issue the following corrigendum to the notification of even number, dated the 22nd April, 1954 relating to closure of 120 acres of Khargoth Dhar :—

Substitute "Chamba Forest Division" for the words "Churah Forest Division" appearing in line 4 of para 2 of the said notification.

NOTIFICATIONS

Simla-4, the 8th June, 1955

No. Ft-29-144/48.—The Lieutenant-Governor, Himachal Pradesh, had been pleased to amalgamate the Mandi Forest Division and Nachan Forest Division into one Division called Mandi Forest Division with headquarters at Mandi with effect from the afternoon of 25th August, 1954.

SHIV SINGH,
Assistant. Secretary.

Simla-4, the 8th June, 1955

No. Ft 45-62/54.—The probationary period of Shri Vasudev Raina, P.F. S (1) prescribed in Ministry of States Notification No. 158-S, dated the 23rd July, 1951 is hereby extended for the period from 7th September, 1952 to 26th December, 1952.

A. B. MALIK,
Secretary.

Law Department

NOTIFICATION

Simla-4, the 2nd June, 1955

No. LR-58-46/50-II.—The following bye-laws made by the Municipal Committee of Solan in exercise of the powers conferred by sections 197 and 199 of the Punjab Municipal Act, 1911, as applied to Himachal Pradesh, having been confirmed by the Lieutenant Governor, Himachal Pradesh, as required by

Section 201 of the said Act, are published for general information and shall come into force within the Municipality of Solan in Mahasu District, on the 1st day of June, 1955.

BYE-LAWS

1. All persons working in the preparation of handling of foods prepared for sale to the Public in the Public kitchens or religious establishments where food is distributed free to the public or in Government public institution like boarding houses or hospitals or camps shall obtain a medical certificate of fitness at the time of engaging in such occupation and then every year in the month of April.
2. The medical certificate shall be given free of charge and shall include certificate that the person has been inoculated with T. A. B. by the Medical Officer of Health, Solan.
3. The Municipal Committee shall make arrangements for the supply of the Medical Certificate free.
4. The Assistant Director of Health Service (Public Health) Medical Officer of Health, Sanitary Inspector or Food Inspector, Secretary of the Municipal Committee may for the purposes of this bye-law enter and demand the production of Medical certificate at any time from any one of person working at such establishment during the period that such an establishment is working.
5. Breach of the regulation will be punishable by a fine not exceeding Rs. 50 and when the breach is continuing breach with a further fine which may extend to five rupees for every day after the first during which the breach continues.

By order,
H. R. MAHAJAN,
Assistant Secretary (Local Self Govt.).

Medical Department

NOTIFICATIONS

Simla-4, the 2nd June, 1955

No. M 65-304/51.—In supersession of Notification No. M-65-304/51, dated the 14th April, 1955, Dr. Jagdish Chand Sharma, temporary Civil Assistant Surgeon I (G) In-charge Civil Hospital, Rampur Bushahr, is granted 20 days' earned leave from 16th April, 1955 to 5th May, 1955 with permission to prefix closed holiday falling on 15th April, 1955.

Simla-4, the 2nd June, 1955

No. M-65 564/53.—2 days' leave on Half Average Pay for 19th and 20th October, 1954, not availed of by Dr. (Mrs.) Kamla Ahluwalia, is hereby cancelled.

Simla-4, the 8th June, 1955

No. M- 65-425/53.—Ex-post facto sanction is accorded to the grant of 72 days' earned leave to Dr. B. M. Bhardwaj, temporary Medical Officer (Pathologist), V.D. Main Clinic, Simla, from 29th December, 1954 to 10th March, 1955.

Simla-4, the 8th June, 1955

No. M- 111-15/53.—Dr. W. C. Malhotra, M. B. B. S., District Hospital, Mandi, is transferred to Himachal Pradesh Hospital 'Snowdon', Simla, with effect from 14th May, 1955 (A. N.). He took over at the latter station on 24th May, 1955 (P. N.)

By order,
HANS RAJ MAHAJAN,
Assistant Secretary.

Simla-4 the 4th June, 1955

No. M-61-116/50-II.—The temporary appointment of the following officers of the V. D. Organisation last extended vide orders stated against them is hereby again extended upto 29th February, 1956 with effect from the 1st March, 1955.

Dr. Jagdish Mittar Moban	} M-61-116/50-II, dated 19th June, 1954.
„ Lachhman Dass	
„ Harsharan Dass	
„ Hukam Chand	
„ V. P. Butta	
„ B. N. Bhardwaj	M-65-425/53, dated 25th March, 1954.

By order,
C. D. SHARMA,
Secretary.

Public Works Department

NOTIFICATIONS

Simla-4, the 2nd June, 1955

No. PW-57-2/54-18,530-627.—The Office of the Superintending Engineer, 1st Circle, Himachal Pradesh Public Works Department which is at present functioning in Himachal Dham, Simla, will move to Joginder Nagar, Mandi District, Himachal Pradesh on 15th June, 1955.

All correspondence intended for the Superintending Engineer 1st Circle, Himachal Pradesh P.W.D., Simla 4, should thereafter be addressed to the Superintending Engineer, 1st Circle, Himachal Pradesh, P.W.D. Joginder Nagar, Mandi District, Joginder Nagar.

Simla-4 the 3rd June, 1955.

No. PW-59-28/54-18746-51.—Shri M. C. Mathur, Assistant Engineer (Central) whose services have been placed at the disposal of the

Himachal Pradesh Public Works Department, joined this department on the afternoon of 28th April, 1955 and took over the charge completely of the office of the Assistant Engineer, Dhambi Sub-Division, Jutogh, Himachal Pradesh P.W.D. on the afternoon of 3rd May, 1955 from Shri B. B. Lal, Assistant Engineer, on his reversion to his parent department viz. C.P.W.D.

Simla-4, the 3rd June, 1955.

No. PW-13-9-8/51-18,754-59.—On his transfer from Kumarsain Sub-Division, Shri Tara Chand took over the charge of the office of the Sub-Divisional Officer, Tissa Sub-Division, Chamba, on the forenoon of 12th May, 1955.

Simla-4, the 3rd June, 1955

No. PW-49 11 52-18,762-66.—On his transfer from Tissa Sub-Division, Shri Chet Ram has taken over the charge of the Office of the Sub-Divisional Officer, Renka Sub-Division, Nahan, on the afternoon of 28th May, 1955.

G. R. NANGEA,
Secretary.

Revenue Department

NOTIFICATIONS

Simla-4, the 3rd June, 1955

No. R-88-21, 54.—In pursuance of rule 13 of the Himachal Pradesh Consolidation of Holdings Rules, 1954, the rates of fees as laid down in the schedule annexed, shall be charged for the supply of copies of the consolidation scheme and other relevant documents.

SCHEDULE

Inspection of Records of Patwaris and Grant of Certified extracts therefrom.

The Patwari should allow any one interested to inspect his records on payment of Rs. -/8/- per record. He should grant to applicants certified extracts and enter in his diary, as

usual, a note of inspection allowed and extracts given. The following charges should be made and receipts issued to the applicants as usual.

S. N.	Document	Copying Fees prescribed	When to be supplied
1.	Classification and Assessment of Land wells, Trees, etc.	For first 10 Khasra Nos. -/4/-, for every additional 4 Nos. or part thereof. -/2/-	After preparation and publication of Consolidation Scheme.
2.	List of Khasra Nos.	As for Serial No. 1	
3.	List of Names of right holders.	For one or more right holders Who have been given one serial No. -/4/- per serial No.	
4.	Naqsha Haqdar War.	As at 3 above.	
5.	Consolidation of Holdings Scheme	For First 200 words or less -/8/-, for every additional 100 words or fraction thereof -/4/-.	
6.	Khatauni Ishmal.	Four annas per Khatauni holding upto 8 holdings, and above this number one anna for every additional holding.	
7.	Khatauni Paimaish.	As at 6 above.	After final attestation by Consolidation Officer.
8.	Field Book.	As at 1 above.	
9.	Mussavis.	One anna for each field upto 32 fields and -/2/- for every additional fields subject to a minimum charge of four annas	After publication of Scheme/ after publication of redistribution.
10.	Register for Consolidation of Holdings operations.	As at 5 above.	
11.	Orders regarding objections, Appeals, Revision.	As at 5 above.	After orders announced by competent officers.
12.	Miscellaneous not included above		

Simla-4, the 6th June, 1955

No. R-81-113/49.—Shri Roop Singh Negi, Tehsildar, Rainka, is granted earned leave for 20 days with effect from the 11th April, 1955.

By order,
RASANT RAI,
Assistant Secretary.

भाग 2—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं इत्यादि।

भाग 3—अधिनियम, विधेयक, और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के उपराज्यपाल, जुडिशल कमिशनरज कोर्ट, फाइनेन्शियल कमिशनर, कमिशनर आफ इन्कम टैक्स द्वारा अधिसूचित आदेश इत्यादि।

Office of the Financial Commissioner

NOTIFICATION

Simla-4, the 6th June, 1955.

No. Ex. 38-149/53.—In exercise of the powers conferred by section 59 of the Punjab Excise Act (1 of 1914) and all other powers enabling him in this behalf, the Financial

Commissioner, Himachal Pradesh, is pleased to make following amendment in schedule modifications annexed to this office notification of even number dated the 4th August, 1954 by which the Punjab Chemical Works Rules contained in chapter 11 of the Punjab Excise Manual Volume II, were made applicable to Himachal Pradesh.

AMENDMENT

Add a new modification No. 4.

4. for rule 11-12 the following shall be substituted namely :—

“11-12. A license in form M.C. 12 may be granted by the Collector subject to rule 10 above for a period not exceeding one year and ending on the 31st March. It may be renewed from year to year by the Collector who may, however, on sufficient cause shown, refuse to renew it or may at any time determine it. The license shall not be granted unless the approved manufacturer has furnished the security fixed under rule 10 in cash or in Government Promissory notes or a Banker's Gaurantee in form M.C. 14 or National Saving Certificates.

The grant of renewal of a license may be refused if any previous license of the applicant or of any person with whom the applicant has been as a partner has been cancelled or if the applicant or any person with whom he has been working as a partner has been convicted of any offence under the Punjab Excise Act (1 of 1914) as applied to Himachal Pradesh or the rules made thereunder or if the Collector is satisfied that the application has been made only for the purpose of enabling any such person to carry on the business as a licensee.”

MAHESH CHANDRA,
Financial Commissioner.

भाग 4 — स्थानीय स्वायत्त शासन : म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एरिया तथा पंचायत विभाग शून्य

भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

अज अदालत ठाकुर करम सिंह अडिशनल सब जज मण्डी
इशतहार जेर आर्डर 5 रूल 20 जाबता दीवानी

मिसल नं० 69 रजुआ 5-5-55 मुत दाइरा

कन्हैया लाल, गंगा राम पुत्रान नथु राम जात महाजन ग्राम नगर मन्डी... व दी

बनाम

परस राम पुत्र डागु जात राज पूत ग्राम सकोर ई० रेड धार पछिहत... प्रति वादी।

दावा दलापाने मु० 135-13-6 रुपया

मुकद्दमा बाला में प्रति वादी की तामील नहीं हो रही है। रिपोर्ट से ज्ञात होता है कि प्रति वादी अरसा से शिमला की तफ चला गया है। बर्दी वजह प्रति वादी की तामील, असालतन होने की आशा नहीं, अतः हसन आर्डर 5 रूल 20 जाबता दीवानी के नीचे इशतहार हजा बनाकर तामील, अग्राही प्रति वादी मजकूर जारी किया जाकर मुशतहर किया जाता है कि अगर आप परस राम प्रति वादी तिथि नियुक्त 25/6/55 पर असालतन या मुखतारतन हाजर अदालत हजा हो कर पैरवी व जवाब देही मुकद्दमा न करोगे तो आप के खिलाफ कारवाई यकतरफा की जा कर मुकद्दमा का फैसला कर दिया जाएगा।

आज बतारीख 31/5/55 को बसबत दस्तखत मेरे व मोहर अदालत के जारी हुआ।

अज अदालत श्री ठाकुर करम सिंह साहब B. A. LL. B.
अडिशनल सब जज मण्डी।

ईशतहार अख्तारी जेर आर्डर 5 रूल 20 जाबता दीवानी
मिसमल नं० 26 तारीख रजुआ 15-10-54 मुत दाइरा

रमीला राम पुत्र श्याना जात राजपूत ग्राम कटी परी इ० डैहर नेर कलां तै० जोगिन्द्र नगर... वादी।

बनाम

जल्हा उपनाम हरि सिंह पुत्र खजाना कौम राज पुत ग्राम सीकर तथा बत्ती बनी तै० हमीर पुर जिला कांगड़ा हाल ग्राम डाडू ई० इलाह ईनेरकलां तै० जोगिन्द्र नगर मारफत किरपा राम सबबी फरोश वमुकाम नंगल टाउन मम कहर दुकान नं० 20 जिला होशवातपुर।

दावा दलापाने मु० 206-10-0

मुकद्दमा बाला में जल्हा प्रति वादी की तामील के लिये बहुत देर से समनात जारी हो रहे हैं परन्तु उनकी तामील असालतन नहीं हुई है और ये रिपोर्ट आई है कि प्रति वादी नंगल भाकड़ा की ओर चला गया है और कि इस कारण उस की तामील असालतन न होने की आशा नहीं है अतः इशतहार हजा जेर आर्डर 5 रूल 20 जाबता दीवानी बिना पर तामील प्रति वादी (जल्हा), जारी किया जाता है और मुशतहर किया जाता है कि अगर आप जल्हा प्रति वादी मजकूर तिथि 18-6-55 पर असालतन या मुखतारतन हाजर अदालत हो कर पैरवी मुकद्दमा बाला न करोगे तो आपके खिलाफ कारवाई यकतरफा की जाकर मुकद्दमा का फैसला किया जायगा आज बतारीख 30-5-55 को बसबत दस्तखत मेरे व मोहर अदालत के जारी किया गया।

भाग 6—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

शून्य

भाग 7—भारतीय निर्वाचन-आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं।

शून्य

अनुपूरक
शून्य

Late Received

Part I

Law Department

NOTIFICATION

Simla-4, the 9th June, 1955

No. LR-44-86/52.—In exercise of the powers conferred by section 71 (1) of the Punjab Municipal Act, 1911, as applied to Himachal Pradesh, the Lieutenant Governor is pleased to exempt the following International Organisations mentioned in notification No. 55 UNI, dated the 21st February, 1950 of the Ministry of External Affairs, Government of India, from the payment of octroi :—

1. International Civil Aviation Organisation.
2. World Health Organisation.
3. International Labour Organisation.
4. Food and Agriculture Organisations of the United Nations.
5. United Nations Education, Scientific and Cultural Organisation.
6. International Monetary Fund.

7. International Bank for Reconstruction and Development.
8. Universal Postal Union.

By order,

HANS RAJ MAHAJAN,
Assistant Secretary.

Revenue Department

NOTIFICATION

Simla-4, the 9th June, 1955

No. R-86-17/54.—In exercise of the powers conferred by Section 7 of the Himachal Pradesh Land Revenue Act, 1953, the Government of Himachal Pradesh is pleased to invest Shri D.N. Gupta (EAC) Magistrate 1st Class, Sundernagar, with the powers of Assistant Collector, 1st Grade, to be exercised by him within the jurisdiction of Mandi District.

By order,
BASANT RAI,
Assistant Secretary

Part VI

Home Department

NOTIFICATION

Simla-4, the 9th June, 19 5

No. HGT-1-43/55.—The Bill and Statement annexed hereto, as introduced in the Lok Sabha, is published to afford opportunity to any person or public body to express their opinion on it. Whosoever may choose to do so should submit an expression of opinion to this Government by the end of June, 1955. Any opinion on the Bill which is submitted direct to the Lok Sabha Secretariat or to any other Ministry of the Government of India will not be accepted.

Bill No. 41 of 1954.

THE PREVENTION OF CORRUPTION AMENDMENT BILL, 1954

(As Introduced in the Lok Sabha)

A

BILL

further to amend the Prevention of Corruption Act, 1947.

BE it enacted by Parliament in the Fifth Year of the Republic of India as follows :—

1. **Short title.**—This Act may be called the Prevention of Corruption (Amendment) Act, 19

2. **Amendment of section 5, Act II of 1947.**—After sub-section (3) of section 5 of the Prevention of Corruption Act, 1947 the follow-

ing sub-section shall be inserted, namely :—

“(3a) Where in any trial of an offence punishable under sub-section (2), the accused person is found guilty, such finding being based either wholly or partly, upon a presumption arising under sub-section (3), the Court shall, while awarding the punishment under sub-section (2), direct that in addition thereto, the pecuniary resources or property disproportionate to the accused person's known means of income, the possession of which resources or property by the accused or by any person on his behalf in the circumstances laid down under sub-section (3) gave rise to the presumption thereunder be forfeited to the Union or State Government or to the Quasi Government administration, as the case may be, under which the accused person was serving.”

STATEMENT OF OBJECTS AND REASONS

The Prevention of Corruption Act, 1947, which came into force on the 11th March, 1947, was intended to secure more effective prevention of bribery and corruption than were already provided for under Chapter IX of the Indian Penal Code.

Although the Act, originally intended to remain in force for three years, was extended from time to time, it has not yet had the desired effect.

The Criminal Law (Amendment) Act, 1952 while seeking a more speedy trial in offences relating to bribery and corruption

and providing for special judges to try such cases, made the offer of bribe a substantive offence in itself, thereby deterring bribe-givers from coming forward to give evidence, in spite of provisions regarding the tender of pardons.

It has also been found in practice that corrupt officials who have amassed huge wealth by bribery or habitual acceptance or receipt of bribes are not greatly deterred by punishment of imprisonment or fine under sub-section (2) of section 5 of the Act. It is, therefore necessary to provide some deterrent measure which would

more effectively check bribery and corruption.

Confiscation of properties of corrupt officers, so far as the possession of such properties has been found sufficient for a presumption of guilt under sub-section (3) of section 5 of the Act would make the provisions of the Act more effective. Hence this Bill.

By order,
SHIV SINGH,
Assistant Secretary (Home).